

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SD-NY
DOCUMENT
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DOC #:
DATE FILED: 7/17/2008

Gotbetter Plaintiff(s),

- v -

Case Management Plan

08 CV. 4868 (RMB)

Wendt et al. Defendant(s).

The following Case Management Plan is entered after consultation with the parties. This Plan is also a Rule 16 and Rule 26(f) scheduling order as required by the Federal Rules of Civil Procedure.

- (i) Joinder of additional parties by Aug 1, 2008
- (ii) Amend the pleadings by Aug 1, 2008 (see below)
- (iii) All discovery to be **expeditiously** completed by October 3, 2008
- (iv) Consent to Proceed before Magistrate Judge Not at this time
- (v) Status of settlement discussions None Plaintiff consents
10/21/08 @ 9:00 AM

Sections vi through xi will be set at conference with the Court.

- (vi) Motions to dismiss by 8/22/08; response by 9/22/08; 10/6/08
- (vii) Oral Argument Page limits -- 5 minutes/side
- (viii) Joint Pre-Trial Order to be submitted by _____
- (ix) Final Pre-Trial Conference _____
- (x) Trial _____
- (xi) Other 1) Refer discovery issues to Mag. Judge
2) Motion will be "with prejudice" if PL elects not
to amend the complaint by 8/1/08

SO ORDERED: New York, New York

7/17/08

RMB

Hon. Richard M. Berman, U.S.D.J.